



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

: Confirmation No. 2026

Toshiyuki ARITAKE

: Attorney Docket No. 2005\_0935A

Serial No. 10/540,752

: Group Art Unit 1796

Filed August 26, 2005

: Examiner Timothy J. Kugel

POLYLACTIC ACID POLYMER  
COMPOSITION FOR THERMOFORMING,  
POLYLACTIC ACID POLYMER SHEET  
FOR THERMOFORMING, AND  
THERMOFORMED OBJECT  
OBTAINED THEREFROM

: Mail Stop: Amendment

THE COMMISSIONER IS AUTHORIZED  
TO CHARGE ANY DEFICIENCY IN THE  
FEE FOR THIS PAPER TO DEPOSIT  
ACCOUNT NO. 23-0975.

**THIRD INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to the provisions of 37 CFR 1.56, 1.97 and 1.98, Applicant requests consideration of the references listed on attached form PTO-1449 and any additional information identified below in paragraph 3. A legible copy of each reference listed on the Form PTO-1449 is enclosed.

1a.  This Information Disclosure Statement is submitted:

within three months of the filing date (or of entry into the National Stage) of the above-entitled application, or

before the mailing of a first Office Action on the merits or the mailing of a first Office Action after the filing of an RCE,

**and thus no certification and/or fee is required.**

- 1b.  This Information Disclosure Statement is submitted after the events of above paragraph 1a and prior to the mailing date of a final Office Action or a Notice of Allowance or an action which otherwise closes prosecution in the application, and thus:
- (1)  the certification of paragraph 2 below is provided, **or**
- (2)  the fee of \$180.00 specified in 37 CFR 1.17(p) is enclosed.
- 1c.  This Information Disclosure Statement is submitted: after the mailing date of a final Office Action or Notice of Allowance or action which otherwise closes prosecution in the application, and prior to payment of the issue fee, and thus:  
**the certification of paragraph 2 below is provided, and**  
**the fee of \$180.00 specified in 37 CFR 1.17(p) is enclosed.**
2. It is hereby certified
- a.  that each item of information contained in this Information Disclosure Statement was first cited in any communication (copy enclosed) from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Statement, or
- b.  that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in §1.56(c) more than three months prior to the filing of the Statement.
3.  Consideration of the following list of additional information (including any copending or abandoned U.S. application, prior uses and/or sales, etc.) is requested.

4. For each non-English language reference listed on the attached form PTO-1449, reference is made to:
  - a. [ ] a full or partial English language translation submitted herewith,
  - b. [X] a foreign patent office Office Action (Notice of Grounds for Rejection, with English translation) submitted herewith,
  - c. [ ] the concise explanation contained in the specification of the present application at page,
  - d. [X] the concise explanation set forth in the attached English language abstract,
  - e. [ ] the concise explanation set forth below or on a separate sheet attached to the reference:
5. [X] A foreign patent office Office Action (Notice of Grounds for Rejection, with English translation) citing one or more of the references is enclosed.
6. [X] Comments:

The foreign patent office Office Action referred to above in items 4b and 5 is a Notice of Grounds for Rejection issued in connection with the Japanese priority application corresponding to the present U.S. application. A copy of the Notice of Grounds for Rejection, together with an English translation thereof, are enclosed, and are cited on the attached PTO-1449 form together with the references cited therein.

*The Commissioner is authorized to charge any deficiency or to credit any overpayment associated with this communication to Deposit Account No. 23-0975, with the EXCEPTION of deficiencies in fees for multiple dependent claims in new applications.*

Respectfully submitted,

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